

DECLARATION, POWER OF ATTORNEY, AND PETITION

W , R bert K. Schultz, David W. Schultz, Martin J. Oliver, R bert A. Moris, and Philip A. Jinks, declare that: (1) our respective residences, citizenships, and mailing addresses are indicated below; (2) we have reviewed and understand the contents f our patent application, including the claims, as amended by any amendment specifically referred to herein, which is identified as U.S. Patent Application Serial No. 07/878,039, filed May 4, 1992; (3) we believe that we are th original, first, and joint inventors or discoverers of the invention or discovery in

SUSPENSION AEROSOL FORMULATIONS

described and claimed therein and for which a patent is sought; and (4) this application in part discloses and claims subject matter disclosed in our earlier filed pending application, Serial No. 07/809,791, filed December 18, 1991 and Ser. No. 07/810,401, filed December 18, 1991; (5) we hereby acknowledge our duty to disclose to the Patent and Trademark Office all information known to us to be material to the patentability as defined in Title 37, Code of Federal Regulations, §1.56*; and (6) we hereby acknowledge our duty to disclose to the Patent and Trademark Office material information as defined in Title 37, Cod of Federal Regulations, §1.56* which occurred between the filing date of said earlier application and the filing date of this application.

No application for patent or inventor's certificate on said common or said non-common subject matter has been filed by us or our representatives or assigns in any country foreign to the United States of America, except as follows: NONE

We hereby appoint Gary L. Griswold (Reg. No. 25,396), Walter N. Kirn (Reg. No. 21,196), Roger R. Tamte (Reg. No. 21,093), Warren R. Bovee (Reg. No. 26,434), Gerald F. Chernivec (Reg. No. 26,537), Carolyn A. Bates (Reg. No. 27,853), John C. Barnes (Reg. No. 20,278), and Douglas E. Reedich (Reg. No. 33,999) our attorneys with full powers (including the powers of appointment, substitution, and revocation) to prosecute this application and any division, continuation, continuation-in-part, reexamination, or reissue thereof, and to transact all business in the Patent and Trademark Office connected therewith; th mailing address and the telephone number of the above-mentioned attorneys are

Attention: Douglas E. Reedich
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The undersigned petitioners declare further that all statements made herein of their own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Wherefore, we pray that Letters Patent be granted to us for the invention or discovery described and claimed in the aforementioned specification and we hereby subscribe our names to the foregoing specification and claims, Declaration, Power of Attorney, and Petition, on the date indicated below.

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Witness

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Robert K. Schultz Date
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*Title 37, Code of Federal Regulations, §1.56 is reproduced on the back of this page.

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